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Board of Managers of West Perry Condominium*

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

BOARD OF MANAGERS OF WEST PERRY
CONDOMINIUM,

Plaintiff,

- against -

ADMIRAL INDEMNITY COMPANY,

Defendant.

Civ. Action No. 14 CV 3471 (SHS)

**PLAINTIFF'S NOTICE OF CROSS-MOTION TO
STRIKE THE AFFIDAVIT OF JAY VIGNEAUX**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in support of this motion, and the pleadings herein, plaintiff Board of Managers of West Perry Condominium ("Plaintiff"), will move this Court before the Honorable Sidney H. Stein, United States District Judge, for an order pursuant to Fed. R. Civ. P. 56(c): (i) to strike portions of the Affidavit of Jay Vigneaux and exhibits attached thereto, including, at a minimum, paragraphs 5, 10, and 12-15, and Exhibits B and C, submitted by Defendant in support of Defendant's Motion for Partial Summary Judgment filed August 22, 2014; and (ii) granting such other and further

relief as this Court deems just and proper.

Dated: September 12, 2014
New York, New York

ANDERSON KILL P.C.

By: /s/ Dennis J. Artese

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